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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

Thomas McCormack,

Plaintiff,

- against -

MTA Metro-North Railroad, Harry Kelly and
Robert Saraceni,

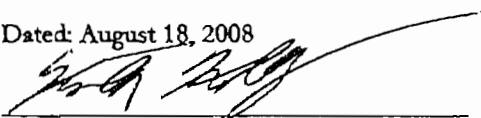
Defendants.

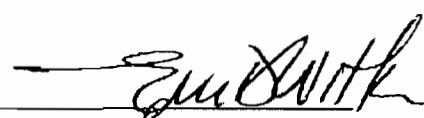
] 2008 CV 4057 (SHS)

] Stipulation and Order
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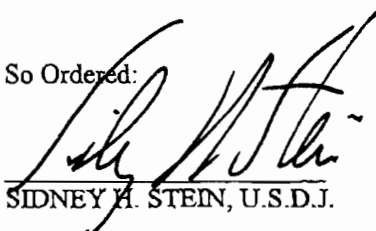
IT IS HEREBY STIPULATED AND AGREED by and between the undersigned counsel for the parties hereto that the time for plaintiff to serve and file papers in response to defendants' motion to dismiss shall be extended to and including September 8, 2008 and that defendants' time to serve and file reply papers in support of their motion to dismiss shall be extended to and including September 26, 2008. IT IS FURTHER STIPULATED AND AGREED that a facsimile signature on this stipulation will be deemed an original and the stipulation maybe signed in counterparts which together constitute one instrument.

Dated: August 18, 2008


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Attorneys for Defendants

So Ordered:


SIDNEY H. STEIN, U.S.D.J.

Dated: 8/19/08